

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

**ALICE LOGGINS HILL, as Administratrix
of the Estate of DEBBIE DENISE LOGGINS,
Deceased,**

PLAINTIFF,

VS.

CIVIL ACTION NO. 4:06CV104-P-B

**CARROLL COUNTY, MISSISSIPPI; CARROLL
COUNTY SHERIFF'S DEPARTMENT, a
Division of Carroll County, Mississippi; DONALD
GRAY, in His Official Capacity as Sheriff of
Carroll County; MICHAEL SPELLMAN,
Individually and in His Official Capacity;
CHARLES JONES, Individually and in His
Official Capacity; and DAVID MIMS,
Individually and in His Official Capacity,**

DEFENDANTS.

ORDER

In accordance with a Memorandum Opinion issued this day, **IT IS ORDERED AND
ADJUDGED** that:

(1) Defendants Michael Spellman, Charles Jones, and David Mims' motion for summary judgment, based on qualified immunity [9-1] is hereby **GRANTED**; therefore,

(2) All of the plaintiff's claims against Officers Spellman, Jones, and Mims in their individual capacities are **DISMISSED WITH PREJUDICE**; and

(3) The plaintiff's claims against all of the defendants in their official capacities remain.

SO ORDERED this the 28th day of December, A.D., 2006.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE